

JUL 09 2007

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**Birch, Stewart, Kolasch & Birch, LLP**

# Fax

To: **USPTO** From: **BSKB**  
Fax: **(571) 273-8300** Pages: **10** (including cover sheet)  
Application No(s): **10/564,156** Our Ref(s): **04-056US**  
Subject: **Request for a Corrected Official Filing Receipt**

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PATENT  
1422-0706PUS1

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant(s): FUJII, Shingo et al.      Conf.: 6018  
Appl. No.: 10/564,156      Group: Unknown  
Filed: January 11, 2006      Examiner: Unknown  
For: AEROSOL FOR CONTROLLING INSECT PESTS

REQUEST FOR A CORRECTED OFFICIAL FILING RECEIPT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Sir:

Attached hereto is the Official Filing Receipt in connection with the above-identified application.

THE FOLLOWING CORRECTION(S) IS/ARE RESPECTFULLY REQUESTED:  
APPLICANTS--

Change From: "SUGIURA MASSAKI, HATSUKAICHI-SHI, JAPAN"

To: --SUGIURA MASAACKI, HATSUKAICHI-SHI, JAPAN--

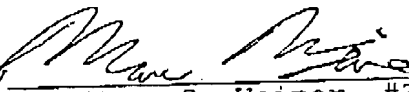
It is respectfully requested that the U.S. Patent and Trademark Office forward/issue a new Filing Receipt with the correction(s) indicated above. Support for the correction(s) is readily apparent on the enclosed photocopy of the Declaration and Power of Attorney document.

Appl. No. 10/564,156

overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Marc S. Weiner, #32,181

MSW/MTC/per  
1422-0706PUS1

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(703) 205-8000

Attachment(s)

JUL 09 2007

**COPY**

Attorney Docket No. 1422-0706PUS1

**BIRCH, STEWART, KOLASCH & BIRCH, LLP**P.O. Box 747 • Falls Church, Virginia 22040-0747  
Telephone: (703) 205-8000 • Facsimile: (703) 205-8050PLEASE NOTE:  
YOU MUST  
COMPLETE THE  
FOLLOWING**COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR PATENT AND DESIGN APPLICATIONS**

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated, next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Insert Title:

AEROSOL FOR CONTROLLING INSECT PESTSFill in Appropriate  
Information -  
For Use Without  
Specification  
Attached:

the specification of which is attached hereto. If not attached hereto,

the specification was filed on \_\_\_\_\_ as  
United States Application Number \_\_\_\_\_ (if applicable) and/or  
and amended on \_\_\_\_\_  
the specification was filed on August 4, 2004 as PCT  
International Application Number PCT/JP2004/011508 and was  
amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Insert Priority  
Information:  
(if appropriate)**Prior Foreign Application(s)**

<u>2003-290741</u>	<u>Japan</u>
(Number)	(Country)
_____	_____
(Number)	(Country)
_____	_____
(Number)	(Country)
_____	_____
(Number)	(Country)

August 8, 2003

(Month/Day/Year Filed)

(Month/Day/Year Filed)

(Month/Day/Year Filed)

(Month/Day/Year Filed)

**Priority Claimed**

<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below.

Insert Provisional  
Application(s):  
(if any)

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs) Prior to the Filing Date of This Application:

Country

Application Number

Date of Filing (Month/Day/Year)

Insert Requested  
Information:  
(if appropriate)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States and/or PCT application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and/or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Insert Prior U.S.  
Application(s):  
(if any)

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

Page 1 of 2  
(Rev. 12/19/01)

Attorney Docket No. 1422-0706PUS1

I hereby appoint the practitioners at CUSTOMER NO. 2292 as my attorneys or agents to prosecute this application and/or an international application based on this application and to transact all business in the United States Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the practitioners, unless the inventor(s) or assignee provides said practitioners with a written notice to the contrary:

Send Correspondence to:

**BIRCH, STEWART, KOLASCH & BIRCH, LLP** or CUSTOMER NO. 2292  
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PLEASE NOTE:  
YOU MUST  
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THE  
FOLLOWING:

Full Name of First  
or Sole Inventor:  
Insert Name of  
Inventor  
Insert Date This  
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Full Name of Second  
Inventor, if any:  
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Inventor, if any:  
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Inventor, if any:  
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Full Name of Fifth  
Inventor, if any:  
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Full Name of Sixth  
Inventor, if any:  
see above

Page 2 of 2  
(Rev. 12/19/01)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

GIVEN NAME/FAMILY NAME Shingo PUSII	INVENTOR'S SIGNATURE <i>Shingo Fujii</i>	DATE* Nov. 19, 2005
Residence (City, State & Country) Toyohashi-shi, Aichi 441-8145 Japan		CITIZENSHIP Japan
MAILING ADDRESS (Complete Street Address including City, State & Country) 95, Aza Komago, Komagata-cho, Toyohashi-shi, Aichi 441-8145 Japan		
GIVEN NAME/FAMILY NAME Miho IZUHARA	INVENTOR'S SIGNATURE <i>Miho Izuhara</i>	DATE* Nov. 04, 2005
Residence (City, State & Country) Hatsukaichi-shi, Hiroshima 738-0023 Japan		CITIZENSHIP Japan
MAILING ADDRESS (Complete Street Address including City, State & Country) 2-31, Shimohara 1-chome, Hatsukaichi-shi, Hiroshima 738-0023 Japan		
GIVEN NAME/FAMILY NAME Shigeki TAKAKI	INVENTOR'S SIGNATURE <i>Shigeki Takaki</i>	DATE* Nov. 09, 2005
Residence (City, State & Country) Hatsukaichi-shi, Hiroshima 738-0014 Japan		CITIZENSHIP Japan
MAILING ADDRESS (Complete Street Address including City, State & Country) 7-8, Sumiyoshi 3-chome, Hatsukaichi-shi, Hiroshima 738-0014 Japan		
GIVEN NAME/FAMILY NAME Masaaki SUGIURA	INVENTOR'S SIGNATURE <i>Masaaki SUGIURA</i>	DATE* November 05, 2005
Residence (City, State & Country) Hatsukaichi-shi 739-0400 Japan		CITIZENSHIP Japan
MAILING ADDRESS (Complete Street Address including City, State & Country) 10-14, Haseaka 1-chome, Hatsukaichi-shi, Hiroshima 739-0400 Japan		
GIVEN NAME/FAMILY NAME Kazuyuki IKEDA	INVENTOR'S SIGNATURE <i>Kazuyuki IKEDA</i>	DATE* November 04, 2005
Residence (City, State & Country) Hatsukaichi-shi, Hiroshima 738-0017 Japan		CITIZENSHIP Japan
MAILING ADDRESS (Complete Street Address including City, State & Country) 6-10-1001, Suga, Hatsukaichi-shi, Hiroshima 738-0017 Japan		
GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
Residence (City, State & Country)	CITIZENSHIP	
MAILING ADDRESS (Complete Street Address including City, State & Country)		

\*DATE OF SIGNATURE

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APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY, DOCKET NO	TOT CLMS	IND CLMS
10/564,156	01/11/2006	1615	1280	1422-0706PUS1	8	2

CONFIRMATION NO. 6018

## FILING RECEIPT



\*OC000000018733512\*

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 BIRCH STEWART KOLASCH & BIRCH  
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Date Mailed: 04/13/2007

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## Applicant(s)

Shingo Fujii, Toyohashi-shi, JAPAN;  
 Iduhara Miho, Hatsukaichi-shi, JAPAN;  
 Shigeki Takaki, Hatsukaichi-shi, JAPAN;  
 Sugiura Massaki, Hatsukaichi-shi, JAPAN;  
 Kazuyuki Ikeda, Hatsukaichi-shi, JAPAN;

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APR 16 2007

B.S.K.B., LLP

**Power of Attorney:** The patent practitioners associated with Customer Number **02292**.

**Domestic Priority data as claimed by applicant:**

This application is a 371 of PCT/JP04/11508 08/04/2004

**Foreign Applications**

**If Required, Foreign Filing License Granted:** 05/09/2006

**The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is** **US10/564,156**

**Projected Publication Date:** Not Applicable

**Non-Publication Request:** No

**Early Publication Request:** No

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## Title

Aerosol for controlling insect pests

## Preliminary Class

424

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Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

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Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

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10/564,156	01/11/2006	1616	1260	1422-0706PLUS1	8	2

CONFIRMATION NO. 6018

2292

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PO BOX 747  
FALLS CHURCH, VA 22040-0747

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Data Mailed: 04/13/2007

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## Applicant(s)

Shingo Fujii, Toyohashi-shi, JAPAN;  
Iduhara Miho, Hatsukaichi-shi, JAPAN;  
Shigeki Takaki, Hatsukaichi-shi, JAPAN;  
\* Sugiura Masaaki, Hatsukaichi-shi, JAPAN; → Masaaki  
Kazuyuki Ikeda, Hatsukaichi-shi, JAPAN;

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APR 16 2007

B.S.K.B., LLP

Power of Attorney: The patent practitioners associated with Customer Number 02292.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP04/11508 08/04/2004

Foreign Applications

If Required, Foreign Filing License Granted: 06/09/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/564,156**

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No